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Attorney for Defendant Joseph Dibee

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA,) NO. 6:06-cr-60011-AA-1
)
Plaintiff,)
v.)
JOSEPH DIBEE,)**MOTION TO CONTINUE TRIAL
WITH DECLARATION OF
COUNSEL AND REQUEST FOR
FINDING OF EXCLUDABLE DELAY**
Defendant.)
)

Joseph Dibee, through undersigned defense counsel, Paul Hood, respectfully moves the Court for an Order continuing the current trial date of October 16, 2018 for a period of approximately 90 days to a date that is suitable to the Court and parties. The Government does not oppose this continuance request. Mr. Dibee is in custody but supports this motion. Mr. Dibee also requests a finding of excludable delay pursuant to 18 U.S.C. §3161(h)(7) for the period of this continuance. This continuance request is supported by the following declaration of counsel:

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DECLARATION

I, Paul Hood, declare under penalty of perjury that the following is true to the best of my knowledge and belief:

1. Joseph Dibee was arraigned on August 10, 2018. He is presently in custody.
2. I am the attorney for Mr. Dibee, having been appointed on August 10, 2018, pursuant to 18 U.S.C. § 3006A(b).
3. This is the first continuance request by Mr. Dibee.
4. This request is made to permit time for discovery review, defense investigation, and case negotiations.
5. I have conferred with Assistant United States Attorney Geoffrey Barrow regarding delaying the trial. The Government does not oppose this motion.
6. I have conferred with my client regarding his right to a speedy trial and this motion to continue the trial date.
7. Mr. Dibee supports this continuance request and the request for a finding of excludable delay.

DATED this 10th day of October 2018. Respectfully submitted,

/s/ Paul Hood

PAUL HOOD, OSB No. 132271

Attorney for Joseph Dibee